

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/719,485
Filing Date	May 25, 2001
First Named Inventor	Feighner, Scott D.
Group Art Unit	1646
Examiner Name	Basi, Nirmal S.
Attorney Docket Number	20251P

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed or _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Return Receipt Postcard (itemized)
- v. ☒ Other Petition for Extension of time _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2755
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. § 1.136 and 1.17)
- iii. ☐ Other _____

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Patricia L. Chisholm	Registration No.	45,822
Signature	<i>Patricia L. Chisholm</i>	Date	12/21/2004

NOTE: SEND TO MAIL STOP RCE

CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION

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Name (Print/Type)	Danielle L. Murante		
Signature	<i>Danielle L. Murante</i>	Date	12/21/2004



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MERCK & CO., INC.

By Danielle L. Monte Date 12-21-04

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Feighner, S. D. <i>et al.</i> ,		
Serial No.:	09/719,485	Case No.:	20251P
Filed:	May 25, 2001		
For:	CLONING AND IDENTIFICATION OF THE MOTILIN RECEPTOR		
		Art Unit:	1646
		Examiner:	Basi, N. S.

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REQUEST FOR CONTINUED EXAMINATION (RCE)

UNDER 37 C.F.R. § 1.114(c)

Sir:

This Amendment is filed in response to the Office Action dated July 26, 2004, having a three (3) month shortened statutory period for reply which expired on October 26, 2004. This submission is accompanied by a petition for a two (2) month extension of time extending the period of time until December 26, 2004, and the requisite fee.

The instant request for RCE is supported by a response to the above-referenced outstanding office action, which satisfies the statutory requirement for qualifying submission and